

## IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ALABAMA SOUTHERN DIVISION

DANNY McLAIN,	)
	)
Plaintiff,	)
	) Case Number:
<b>v.</b>	) 2:07-cv-1080-JEO
	)
LIBERTY NATIONAL LIFE	)
INSURANCE COMPANY,	)
	)
Defendant.	)

**DONE**, this the 15<sup>th</sup> day of July, 2009.

## **ORDER OF DISMISSAL**

In accord with the Memorandum of Opinion entered contemporaneously herewith, it is hereby **ORDERED** that both of the plaintiff's motions to strike (Docs. 34 and 35) are **DENIED**; that Liberty National's motion to strike (Doc. 32) is **GRANTED IN PART**, to the extent specified in the magistrate judge's Report and Recommendation but otherwise **DENIED**; and that Liberty National's motion for summary judgment (Doc. 21) is **GRANTED**. Accordingly, this action is **DISMISSED WITH PREJUDICE**. Costs are taxed to the plaintiff.

INGE PRYTZ JOHNSON

U.S. DISTRICT JUDGE